



COUNTY OF LOS ANGELES

DEPARTMENT OF PUBLIC WORKS

"To Enrich Lives Through Effective and Caring Service"

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IN REPLY PLEASE

REFER TO FILE: **C-1**

September 30, 2004

The Honorable Board of Supervisors
County of Los Angeles
383 Kenneth Hahn Hall of Administration
500 West Temple Street
Los Angeles, CA 90012

Dear Supervisors:

**RESCIND AND REAWARD
PROJECT ID NO. RMD1446009
PARKWAY TREE TRIMMING, MD 1
CHINESE ELM, FY 2003-04
SUPERVISORIAL DISTRICTS 1, 4, AND 5
3 VOTES**

IT IS RECOMMENDED THAT YOUR BOARD:

1. Rescind the award of Project ID No. RMD1446009, Parkway Tree Trimming, MD 1, Chinese Elm, FY 2003-04, in the vicinities of Baldwin Park, Hacienda Heights, and Altadena (1, 4, and 5), in the amount of \$75,754.25, to George Salinas Tree Preservation, P.O. Box 84, Placentia, California 92871-0084.
2. Instruct the Interim Director of Public Works to notify the contractor of the Board action taken.
3. Award the contract to the second low bidder, West Coast Arborists, Inc., in the amount of \$102,037.00.
4. Instruct the Interim Director of Public Works or his designee to prepare the contract in the form previously approved by County Counsel, execute the contract, and establish the effective date of the contract.

PURPOSE/JUSTIFICATION OF RECOMMENDED ACTION

On August 10, 2004, your Board awarded a contract for the trimming of Chinese Elm Trees to George Salinas Tree Preservation, in the amount of \$75,754.25. On August 10, 2004, the contract documents were sent to the contractor with instructions to execute the contract and return it along with insurance policies and/or certificates required by the specifications.

After several telephone contacts, George Salinas was notified by certified letter dated September 21, 2004, to submit the necessary contract documents by September 23, 2004, or we would proceed with rescinding this contract. As of September 30, 2004, George Salinas Tree Preservation has not submitted either the contract or the other documents required by the specifications. Therefore, we recommend that the award be rescinded.

The enclosure includes the project description, the call for bids and bid opening date, a tabulation of the bids, and financial information. It is recommended that the contract be awarded to the second low bidder, West Coast Arborists, Inc., in the amount of \$102,037.00.

Implementation of Strategic Plan Goals

These actions are consistent with the County Strategic Plan Goal of Service Excellence since it will provide for contracting with a responsible and responsive contractor to complete the work of the contract.

FISCAL IMPACT/FINANCING

We will seek the forfeiture of the contractor's bid bond to defray the difference in cost between the low bid and the second low bid. This project is included in the Fiscal Year 2004-05 Road Fund Budget.

FACTS AND PROVISIONS/LEGAL REQUIREMENTS

The plans and specifications include contractual provisions, methods, and material requirements necessary for this project. The contract agreement will be in the form previously approved by County Counsel. Awarding to the second low bidder, upon failure of the low bidder to properly execute the contract, is provided for in the Public Contract Code.

ENVIRONMENTAL DOCUMENTATION

There will be no significant impact due to these actions. This project is categorically exempt pursuant to Class 1, Subsection (j), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987.

CONTRACTING PROCESS

Subsection III of the Contract Specifications provides for the annulment of the award and the forfeiture of the proposal guaranty upon failure of the awardee to properly execute the contract.

IMPACT ON CURRENT SERVICES (OR PROJECTS)

The owners of properties impacted by the tree trimming work will be notified prior to starting the contract work.

CONCLUSION

Please return one approved copy of this letter to Public Works.

Respectfully submitted,

DONALD L. WOLFE
Interim Director of Public Works

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Enc.

cc: Chief Administrative Office
County Counsel
Office of Affirmative Action Compliance

AWARD OF CONTRACT
September 30, 2004

PROJECT ID NO. RMD1446009, PARKWAY TREE TRIMMING, MD 1, CHINESE ELM, FY 2003-04 (in the vicinities of Baldwin Park, Hacienda Heights, and Altadena), Supervisorial Districts 1, 4, and 5

TYPE OF WORK: Trimming of Chinese Elm Trees.

CALL FOR BIDS DATE: June 29, 2004 (Synopsis 118)

BID OPENING DATE: July 27, 2004

BID SUMMARY:

	George Salinas Tree Preservation	\$ 75,754.25
2	West Coast Arborists, Inc. 2200 East Via Burton Street Anaheim, California 92806 (800) 521-3714	\$102,037.00
3	TruGreen LandCare	\$116,902.00

On August 10, 2004, your Board awarded a contract in the amount of \$75,754.25 for this work to George Salinas Tree Preservation. However, failure to submit contract documents requires that this award be rescinded.

FINANCIAL INFORMATION:

Amount of estimate	\$ 66,915.00
Amount of recommended contract	\$102,037.00
Amount of recommended contract above estimate	\$ 35,122.00

The amount of the recommended contract is 52 percent above the estimate. However, the second and third bidders are competitive, and it is unlikely that readvertising the project would result in substantially lower bids. Therefore, we recommend that the contract be awarded to West Coast Arborists, Inc.

This project is included in the Fiscal Year 2004-05 Road Fund Budget.

MINORITY/WOMEN-OWNED BUSINESS ENTERPRISE DATA:

West Coast Arborists, Inc., has no MWBE subcontractors/suppliers under this contract, which does not have a Federal- or State-mandated DBE goal.

ENVIRONMENTAL IMPACT:

This project is categorically exempt pursuant to Class 1, Subsection (j), of the revised County Environmental Document Reporting Procedures and Guidelines adopted by your Board on November 17, 1987.

CONSTRUCTION SCHEDULE:

The project is to be completed in 30 working days. It is estimated that the work will start in November 2004 and be completed in January 2005.

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